

JOINT COMMITTEE ON ADMINISTRATIVE RULES

STRATTON OFFICE BUILDING  
ROOM D-1  
SPRINGFIELD, ILLINOIS  
MAY 14, 2013  
9:00 A.M.

***NOTICE:** It is the policy of the Committee to allow only representatives of State agencies to testify orally on any rule under consideration at Committee hearings. If members of the public wish to express their views with respect to a proposed rule, they should submit written comments to the Office of the Joint Committee on Administrative Rules at the following address:*

*Joint Committee on Administrative Rules  
700 Stratton Office Building  
Springfield, Illinois 62706*

**RULEMAKINGS SCHEDULED FOR JCAR REVIEW**

The following rulemakings are scheduled for review at this meeting. JCAR staff may be proposing action with respect to some of these rulemakings. JCAR members may have questions concerning, and may initiate action with respect to, any item scheduled for JCAR review and any other issues within the Committee's purview.

**PROPOSED RULEMAKINGS**

Central Management Services

1. Auto Liability (80 Ill. Adm. Code 3100)
  - First Notice Published: 37 Ill. Reg. 2525 – 3/1/13
  - Expiration of Second Notice: 6/2/13

Chief Procurement Officer for General Services

2. Chief Procurement Officer for General Services Standard Procurement (44 Ill. Adm. Code 1)
  - First Notice Published: 37 Ill. Reg. 901 – 2/1/13
  - Expiration of Second Notice: 5/15/13

Children and Family Services

3. Background Checks (89 Ill. Adm. Code 385)
  - First Notice Published: 36 Ill. Reg. 17278 – 12/14/12
  - Expiration of Second Notice: 5/26/13

### Commerce Commission

4. Standards of Service Applicable to 9-1-1 Emergency Systems (Repealer) (83 Ill. Adm. Code 725)
  - First Notice Published: 36 Ill. Reg. 9493 – 7/6/12
  - Expiration of Second Notice: 6/2/13
5. Standards of Service Applicable to 9-1-1 Emergency Systems (83 Ill. Adm. Code 725)
  - First Notice Published: 36 Ill. Reg. 9539 – 7/6/12
  - Expiration of Second Notice: 6/2/13
6. Procedures Governing the Establishment of Credit, Billing, Deposits, Termination of Service and Issuance of Telephone Directories for Local Exchange Telecommunications Carriers in the State of Illinois (83 Ill. Adm. Code 735)
  - First Notice Published: 37 Ill. Reg. 387 – 1/11/13
  - Expiration of Second Notice: 5/24/13

### Education

7. Certification (23 Ill. Adm. Code 25)
  - First Notice Published: 36 Ill. Reg. 18170 – 12/28/12
  - Expiration of Second Notice: 5/31/13
8. Payments to Certain Facilities under Section 14-7.05 of the School Code (23 Ill. Adm. Code 405)
  - First Notice Published: 37 Ill. Reg. 1569 – 2/8/13
  - Expiration of Second Notice: 5/31/13
9. Contested Cases and Other Formal Hearings (23 Ill. Adm. Code 475)
  - First Notice Published: 37 Ill. Reg. 1575 – 2/8/13
  - Expiration of Second Notice: 5/31/13
10. Class Size Reduction Grants (23 Ill. Adm. Code 565)
  - First Notice Published: 37 Ill. Reg. 1580 – 2/8/13
  - Expiration of Second Notice: 5/31/13

### Emergency Management Agency

11. Licensing of Radioactive Material (32 Ill. Adm. Code 330)
  - First Notice Published: 37 Ill. Reg. 2597 – 3/8/13
  - Expiration of Second Notice: 6/8/13

### Financial and Professional Regulation

12. Administrative Procedures for General Professional Regulation under the Administrative Code (68 Ill. Adm. Code 1130)

- First Notice Published: 37 Ill. Reg. 2405 – 2/22/13
- Expiration of Second Notice: 5/30/13

#### Gaming Board

13. Video Gaming (General) (11 Ill. Adm. Code 1800)
  - First Notice Published: 37 Ill. Reg. 2410 – 2/22/13
  - Expiration of Second Notice: 6/8/13

#### Healthcare and Family Services

14. Medical Payment (89 Ill. Adm. Code 140)
  - First Notice Published: 36 Ill. Reg. 8594 – 6/15/12
  - Expiration of Second Notice: 5/24/13
15. Child Support Services (89 Ill. Adm. Code 160)
  - First Notice Published: 37 Ill. Reg. 661 – 1/25/13
  - Expiration of Second Notice: 5/30/13

#### Housing Development Authority

16. Abandoned Residential Property Municipality Relief Program (47 Ill. Adm. Code 381)
  - First Notice Published: 37 Ill. Reg. 1537 – 2/8/13
  - Expiration of Second Notice: 5/25/13

#### Human Services

17. Definition of Terms (89 Ill. Adm. Code 751)
  - First Notice Published: 36 Ill. Reg. 14546 – 10/5/12
  - Expiration of Second Notice: 6/5/13
18. Special Education Program and Services (89 Ill. Adm. Code 765)
  - First Notice Published: 36 Ill. Reg. 14553 – 10/5/12
  - Expiration of Second Notice: 6/5/13
19. Identification, Evaluation, and Placement of Students (89 Ill. Adm. Code 795)
  - First Notice Published: 36 Ill. Reg. 14572 – 10/5/12
  - Expiration of Second Notice: 6/5/13

#### Pollution Control Board

20. Water Quality Standards (35 Ill. Adm. Code 302)
  - First Notice Published: 37 Ill. Reg. 2436 – 2/22/13
  - Expiration of Second Notice: 6/2/13
21. Tiered Approach to Corrective Action Objectives (35 Ill. Adm. Code 742)

- First Notice Published: 36 Ill. Reg. 7340 – 5/18/12
- Expiration of Second Notice: 5/23/13

### Public Health

- 22. Control of Sexually Transmissible Diseases Code (77 Ill. Adm. Code 693)
  - First Notice Published: 36 Ill. Reg. 14146 – 9/21/12
  - Expiration of Second Notice: 5/25/13
- 23. Animal Population Control Code (77 Ill. Adm. Code 996)
  - First Notice Published: 37 Ill. Reg. 521 – 1/18/13
  - Expiration of Second Notice: 6/9/13

### Revenue

- 24. Retailers' Occupation Tax (86 Ill. Adm. Code 130)
  - First Notice Published: 36 Ill. Reg. 7971 – 5/25/12
  - Expiration of Second Notice: 6/15/13
- 25. Service Occupation Tax (86 Ill. Adm. Code 140)
  - First Notice Published: 36 Ill. Reg. 7990 – 5/25/12
  - Expiration of Second Notice: 6/15/13

### Secretary of State

- 26. State Records Commission (44 Ill. Adm. Code 4400)
  - First Notice Published: 37 Ill. Reg. 706 – 1/25/13
  - Expiration of Second Notice: 5/24/13
- 27. Issuance of Licenses (92 Ill. Adm. Code 1030)
  - First Notice Published: 37 Ill. Reg. 2450 – 2/22/13
  - Expiration of Second Notice: 5/25/13

### State Police

- 28. Imaging Products (20 Ill. Adm. Code 1298)
  - First Notice Published: 37 Ill. Reg. 1585 – 2/8/13
  - Expiration of Second Notice: 5/16/13

### State Universities Retirement System

- 29. Universities Retirement (80 Ill. Adm. Code 1600)
  - First Notice Published: 37 Ill. Reg. 763 – 1/25/13
  - Expiration of Second Notice: 5/15/13

### Student Assistance Commission

30. General Provisions (23 Ill. Adm. Code 2700)
  - First Notice Published: 37 Ill. Reg. 1117 – 2/1/13
  - Expiration of Second Notice: 5/24/13
31. Illinois National Guard (ING) Grant Program (23 Ill. Adm. Code 2730)
  - First Notice Published: 37 Ill. Reg. 1124 – 2/1/13
  - Expiration of Second Notice: 5/24/13
32. Grant Program for Dependents of Correctional Officers (23 Ill. Adm. Code 2731)
  - First Notice Published: 37 Ill. Reg. 1130 – 2/1/13
  - Expiration of Second Notice: 5/24/13
33. Grant Program for Dependents of Police or Fire Officers (23 Ill. Adm. Code 2732)
  - First Notice Published: 37 Ill. Reg. 1136 – 2/1/13
  - Expiration of Second Notice: 5/24/13
34. Illinois Veteran Grant (IVG) Program (23 Ill. Adm. Code 2733)
  - First Notice Published: 37 Ill. Reg. 1142 – 2/1/13
  - Expiration of Second Notice: 5/24/13
35. Monetary Award Program (MAP) (23 Ill. Adm. Code 2735)
  - First Notice Published: 37 Ill. Reg. 1148 – 2/1/13
  - Expiration of Second Notice: 5/24/13
36. Optometric Education Scholarship Program (23 Ill. Adm. Code 2741)
  - First Notice Published: 37 Ill. Reg. 1160 – 2/1/13
  - Expiration of Second Notice: 5/24/13
37. Minority Teachers of Illinois (MTI) Scholarship Program (23 Ill. Adm. Code 2763)
  - First Notice Published: 37 Ill. Reg. 1164 – 2/1/13
  - Expiration of Second Notice: 5/24/13
38. Illinois Special Education Teacher Tuition Waiver (SETTW) Program (23 Ill. Adm. Code 2765)
  - First Notice Published: 37 Ill. Reg. 1170 – 2/1/13
  - Expiration of Second Notice: 5/24/13
39. Illinois Prepaid Tuition Program (23 Ill. Adm. Code 2775)
  - First Notice Published: 37 Ill. Reg. 1174 – 2/1/13
  - Expiration of Second Notice: 5/24/13

## **EMERGENCY RULEMAKINGS**

### Commerce and Economic Opportunity

40. Enterprise Zone and High Impact Business Programs (14 Ill. Adm. Code 520)  
-Notice Published: 37 Ill. Reg. 5006 – 4/12/13

### Healthcare and Family Services

41. Children's Health Insurance Program (89 Ill. Adm. Code 125)  
-Notice Published: 37 Ill. Reg. 5049 – 4/12/13
42. Medical Payment (89 Ill. Adm. Code 140)  
-Notice Published: 37 Ill. Reg. 5058 – 4/12/13
43. Medical Payment (89 Ill. Adm. Code 140)  
-Notice Published: 37 Ill. Reg. 5170 – 4/19/13
44. Hospital Services (89 Ill. Adm. Code 148)  
-Notice Published: 37 Ill. Reg. 5082 – 4/12/13

### Labor Relations Board

45. General Procedures (80 Ill. Adm. Code 1200)  
-Notice Published: 37 Ill. Reg. 5897 – 5/3/13
46. Gubernatorial Designation of Positions Excluded from Collective Bargaining (80 Ill. Adm. Code 1300)  
-Notice Published: 37 Ill. Reg. 5901 – 5/3/13

### State Fire Marshal

47. Technical Requirements for Underground Storage Tanks and the Storage, Transportation, Sale and use of Petroleum and Other Regulated Substances (41 Ill. Adm. Code 175)  
-Notice Published: 37 Ill. Reg. 5195 – 4/19/13

## **PEREMPTORY RULEMAKING**

### Central Management Services

48. Pay Plan (80 Ill. Adm. Code 310)  
-Notice Published: 37 Ill. Reg. 5925 – 5/3/13

## **INTERNAL RULEMAKING**

### Transportation

49. Access to Records of the Department of Transportation (2 Ill. Adm. Code 1226)  
-Notice Published: 37 Ill. Reg. 5892 – 5/3/13

## **EXEMPT RULEMAKING**

### Illinois Emergency Management Agency

50. Licensing of Radioactive Material (32 Ill. Adm. Code 330)  
-Notice Published: 37 Ill. Reg. 2533 – 3/1/13  
-Adopted Date: 5/3/13

## **AGENCY RESPONSES**

### Central Management Services

51. Business Enterprise Program: Contracting with Businesses Owned and Controlled by Minorities, Females and Persons with Disabilities (44 Ill. Adm. Code 10; 37 Ill. Reg. 3885) (Emergency)

### Financial and Professional Regulation

52. Illinois Orthotics, Prosthetics and Pedorthics Practice Act (68 Ill. Adm. Code 1325; 36 Ill. Reg. 6118)

### Healthcare and Family Services

53. Medical Payment (89 Ill. Adm. Code 140; 37 Ill. Reg. 253)  
54. Hospital Reimbursement Changes (89 Ill. Adm. Code 152; 37 Ill. Reg. 282)

### Health Facilities and Services Review Board

55. Health Facilities Planning Procedural Rules (77 Ill. Adm. Code 1130; 36 Ill. Reg. 16210)

### Human Services

56. Maternal and Child Health Advisory Board (77 Ill. Adm. Code 2260; 36 Ill. Reg. 15319)  
57. Lekoteks (Repealer) ( 89 Ill. Adm. Code 899; 36 Ill. Reg. 11888)